T

SUPERIOR COURT OF CALIFORNIA, COUNTY OF SAN DIEGO

☐ CENTRAL COURTHOUSE, 220 W. BROADWAY, SAN DIEGO, CA 92101-3409
☐ NORTH COUNTY BRANCH, 325 S. MELROSE, VISTA, CA 92083-6627
☐ EAST COUNTY COURT, 250 E. MAIN, EL CAJON, CA 92020-3913
☐ SOUTH BAY COURT, 500 THIRD, CHULA VISTA, CA 91910-5694

Court Use Only

FILED
KENNETH E. MARTONE
Clerk of the Superior Court
MAY 28 1996
By: R. HENDERSON, Deputy

PEOPLE OF THE STATE OF CALIFORNIA PLAINTIFF,
vs
Miguel Alvarez DEFENDANT

Case Number SCD119541
DA P072621

PLEA OF GUILTY/NO CONTEST - FELONY
(PC 1016, 1016.5, 1017)

I, the defendant in the above-entitled case, in support of my motion to change my plea(s) in open Court, personally and by my attorney, declare as follows:

1. Of those charges now filed against me in this case, I plead Guilty (GUILTY/NO CONTEST) to the following violations: (List Crimes and Code Sections) — Ct 1: PC 261.5(c) JM — M.A

1a. **(If Applicable)** I also admit the following enhancement(s)/prior conviction(s) with which I am charged: (List Court, Docket No. and Date of any Prior Conviction) — N/A — M.A

2. I have not been induced to enter the above plea by any promise or representation of any kind, except: (Briefly state any agreement with the District Attorney.) — M.A
NOLT - Dismiss balance of information - plea bargain contingent on a plea to one felony count of PC 261.5(c) JM on juvenile petition No. OPR6316 (JDA No. 9141) NOLT on that case also.

RIGHT TO A LAWYER

3. I understand that I have the right to be represented by a lawyer at all stages of the proceedings. I can hire my own lawyer, or the Court will appoint a lawyer for me if I cannot afford one. — M.A

CONSTITUTIONAL RIGHTS

I understand that I also have the following constitutional rights, which I now give up to plead either Guilty or No Contest:

	I understand this right	I give up this right.
4. The right to be tried by a jury, in a speedy, public trial.	M.A	M.A
5. The right to confront and to cross-examine all the witnesses against me.	M.A	M.A
6. The right to remain silent (unless I choose to testify on my own behalf).	M.A	M.A
7. The right to present evidence and to have witnesses subpoenaed to testify in my behalf at no cost to me.	M.A	M.A

CONSEQUENCES OF PLEA OF GUILTY OR NO CONTEST

8a. I understand that I may receive this maximum penalty as a result of my plea: 3 years in State Prison, $10,000 fine and 4 years parole (4,/7,/life), with up to one year return to prison for every parole violation. If I should receive probation, (for a period up to the maximum prison term), I understand that I may be given up to a year in local custody, plus the fine, and any other conditions deemed reasonable by the Court. I understand that if I violate any terms or conditions of probation I can be sent to State Prison for the maximum term as stated above. — M.A

8b. I understand that I shall be required to pay a mandatory restitution fine ($200-$10,000). — M.A

8c. My attorney has explained to me that other possible consequences of this plea may be: — M.A
(Circle applicable consequences.)

(a) Consecutive sentences.
(b) Loss of driving privileges.
(c) Commitment to the Youth Authority.
(d) Registration as an arson offender.
(e) Registration as a sex offender. [circled]
(f) Blood test and saliva sample.
(g) Registration as a narcotics offender.
(h) AIDS education program.
(i) Restitution.
(j) Priorable
(k) Serious felony prior / Prison prior.
(l) Ineligibility for probation / presumptive prison.
(m) Vehicle interlock device (VC 23235).
(n) Other ____________.

9. I understand that if I am not a citizen of the United States a plea of Guilty or No Contest could result in deportation, exclusion from admission to this country, and/or denial of naturalization. — M.A

10. I understand that my plea of Guilty or No Contest in this case could result in revocation of my probation or parole in other cases. — M.A

11. I understand that I have the right to appeal the denial of my Penal Code Section 1538.5 motion (suppression of evidence motion) in this case. I give up that right. — [X]

12. I understand that my conviction ... will be a "strike" (Penal Code Section 667) resulting in mandatory denial of probation and substantially increased penalties ... any future felony case. [X]

13. I now plead Guilty (GUILTY/NO CONTEST) to the charge(s) described in #1 above and admit that on the date charged I: (Describe facts as to each charge in #1.) M.A

unlawfully engaged in sexual intercourse with a minor more than three years younger than myself.

13a. **(If Applicable)** I understand that as to any and all prior convictions/enhancements alleged against me in this case, I have all the constitutional rights listed in #3-#7 above. As to any prior convictions alleged, I understand that if I request a jury trial on the current case, the jury would neither learn of nor decide, the prior conviction(s) unless and until the jury found me guilty on the current charges. [X]

13b. **(If Applicable)** I hereby admit the prior conviction(s)/enhancement(s) listed in this form, and give up my constitutional rights, including the right to separate jury determination on the issue of the prior conviction(s). [X]

14. I do understand that the matter of probation and sentence is to be determined solely by the Court. M.A

15. **(Harvey Waiver)** The sentencing judge may consider my prior criminal history and the entire factual background of the case, including any unfiled, dismissed or stricken charges or allegations or cases when granting probation, ordering restitution or imposing sentence. M.A

16. **(Arbuckle Waiver)** I understand that I have the right to be sentenced by the same judge who accepts this plea. I hereby waive that right, and agree that sentence may be imposed either by the judge who accepts this plea or by a different judge. M.A

17. I am entering my plea freely and voluntarily, without threat or fear to me or anyone closely related to me. M.A

18a. I am pleading Guilty because in truth and in fact I AM GUILTY. M.A

18b. I understand that a plea of No Contest is the same as a plea of Guilty in this criminal case and for all purposes has the same consequences as a plea of Guilty. [X]

19. I am now sober, I have not consumed any drug, alcohol or narcotic within the past 24 hours to the extent that my judgment is impaired. M.A

20. I declare under penalty of perjury, under the laws of the State of California, that I have read, understood, and initialed each item above, and everything on the form is true and correct. M.A

Dated: 5/28/96 Defendant's Signature Miguel Alvarez

Defendant's Address 506 59th Street (Street) San Diego (City) CA (State) 92114 (Zip)

Defendant's Telephone No. (619) 266-2616

ATTORNEY'S STATEMENT

I, the undersigned, state that I am the attorney for the defendant in the above-entitled case; that I personally read and explained the contents of the above declaration to the defendant and each item thereof; that no meritorious defense exists to the charge(s) to which the defendant is pleading **Guilty/No Contest**; that I personally observed the defendant fill in and initial each item, or read and initial each item to acknowledge the explanation of the contents of each; that I observed the defendant date and sign the declaration; that I concur in the defendant's above plea and waiver of constitutional rights.

Dated: 5/28/96 J Montagne

Attorney for Defendant

INTERPRETER'S STATEMENT (If Applicable)

I, the interpreter in this proceeding, having been duly sworn, truly translated this form and all the questions therein to the defendant in the ____________ language. The defendant indicated understanding of the contents of the form and then initialed and signed the form.

Dated: ____________ ____________

Court Interpreter

PROSECUTOR'S STATEMENT

The People of the State of California, plaintiff in the above-entitled criminal case, by and through its attorney, Paul Pfingst., District Attorney, concurs in the defendant's plea of Guilty/No contest as set forth above.

Dated: 5/28/96 George S Beall

Deputy District Attorney

COURT'S FINDINGS AND ORDER

The Court, having questioned the defendant concerning the defendant's constitutional rights, finds that the defendant understands these rights and has voluntarily and intelligently waived these constitutional rights. The Court finds that the defendant's pleas and admissions are freely and voluntarily made, that the defendant understands the nature of the charges and the consequences of the plea, and that there is a factual basis for the pleas. The Court accepts the defendant's plea, and the defendant is hereby convicted on the plea.

Dated: 5/28/96 David J Danielsen

Judge of the Superior Court

DAVID J. DANIELSEN

CUSTODY

MUNICIPAL COURT OF CALIFORNIA, COUNTY OF SAN DIEGO

San Diego Judicial District

THE PEOPLE OF THE STATE OF CALIFORNIA, Plaintiff, v. MIGUEL ANGEL ALVAREZ, Defendant(s)	MC No. CDF 119541 DA No. P 072621 COMPLAINT-FELONY

FILED
KENNETH E. MARTONE
Clerk of the Superior Court
APR 03 1996
By: ______ Deputy

C O M P L A I N T
S U M M A R Y

Ct. No.	Charge	Sentence Range	Defendant	Special Allegation	Alleg. Effect
1	PC261.5(c)	16-2-3	ALVAREZ, MIGUEL ANGEL		
2	PC261.5(c)	16-2-3	ALVAREZ, MIGUEL ANGEL		
3	PC261.5(c)	16-2-3	ALVAREZ, MIGUEL ANGEL		
4	PC261.5(c)	16-2-3	ALVAREZ, MIGUEL ANGEL		
	PC1054.3		REQUEST FOR INFORMAL DISCOVERY		

The undersigned, certifying upon information and belief, complains that in the County of San Diego, State of California, the Defendant(s) did commit the following crime(s):

COUNT 1 - UNLAWFUL SEXUAL INTERCOURSE - MINOR MORE THAN 3 YRS YOUNGER

On or about March 02, 1996, MIGUEL ANGEL ALVAREZ, did willfully and unlawfully engage in an act of sexual intercourse with ANA G., a minor three years younger than the defendant,, in violation of PENAL CODE SECTION 261.5(c).

COUNT 2 - UNLAWFUL SEXUAL INTERCOURSE - MINOR MORE THAN 3 YRS YOUNGER

On and between March 02, 1996 and March 15, 1996 MIGUEL ANGEL ALVAREZ, did willfully and unlawfully engage in an act of sexual intercourse with ANA G., a minor three years younger than the defendant,, in violation of PENAL CODE SECTION 261.5(c).

COUNT 3 - UNLAWFUL SEXUAL INTERCOURSE - MINOR MORE THAN 3 YRS YOUNGER

On and between March 02, 1996 and March 15, 1996 MIGUEL ANGEL ALVAREZ, did willfully and unlawfully engage in an act of sexual intercourse with ANA G., a minor three years younger than the defendant,, in violation of PENAL CODE SECTION 261.5(c).

COUNT 4 - UNLAWFUL SEXUAL INTERCOURSE - MINOR MORE THAN 3 YRS YOUNGER

On or about March 16, 1996, MIGUEL ANGEL ALVAREZ, did willfully and unlawfully engage in an act of sexual intercourse with ANA G., a minor three years younger than the defendant,, in violation of PENAL CODE SECTION 261.5(c).

Pursuant to Penal Code section 1054.5(b), the People are hereby informally requesting that defendant's counsel provide discovery to the People as required by Penal Code section 1054.3.

I DECLARE UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE AND CORRECT AND THAT THIS COMPLAINT, CASE NUMBER CDF 119541, CONSISTS OF 4 COUNT(S).

Executed at San Diego, County of San Diego, on March 20, 1996.

Kenneth L. Daigool

COMPLAINANT

. . . .

AGENCY: SDPD CA AGENCY CASE: 96-016011

PRELIM. TIME EST.: 1.0 Hour(s)

DEFENDANT	STATUS	DOB	BOOKING NUMBER	BAIL RECOM'D	APP'NCE DATE
ALVAREZ, MIGUEL ANGEL	CUSTODY	10/18/77	96119314A		3/20/96

The foregoing instrument is a full, true and correct copy of the original on file in this office.

Attest: JUL 09 1997

KENNETH E. MARTONE

Clerk of the Superior Court of the State of California, in and for the County of San Diego

By ______ Deputy

SCD119541 DA P7262101

SUPERIOR COURT OF CALIFORNIA, COUNTY OF SAN DIEGO

DATE 07-09-96 AT 02:00 M. 96119314 PROB HEAR-SENTENCING

PRESENT: HON DAVID J. DANIELSEN JUDGE PRESIDING DEPARTMENT 009

CLERK K Dow REPORTER KATIE LANGGLE CSR#8637 CSR#

REPORTER'S ADDRESS: P.O. BOX 128, SAN DIEGO, CA 92112-4104

THE PEOPLE OF THE STATE OF CALIFORNIA
VS.

K Lewis
DEPUTY DISTRICT ATTORNEY

ALVAREZ MIGUEL A
DEFENDANT

B - P.DEFENDERS J. Montague
ATTORNEY FOR DEFENDANT (APPTD/RETAINED)

VIOLATION OF PC261.5(C) Ct. 1

INTERPRETER ______ SWORN/CERT
LANGUAGE ______

DEFENDANT ☒ ~~NOT~~ PRESENT.

PREV
☐ DEFENDANT ADVISED OF RIGHTS AND ADMITS/DENIES A VIOLATION OF PROBATION ______. ☐ WAIVES HEARING.
PROBATION IS: FORMALLY/SUMMARILY ☐ REVOKED ☐ REINSTATED ☐ MODIFIED ☐ CONTINUED ☐ ST&C ☐ EXTENDED TO: ______.

JUDGMENT
☒ WAIVES ARRAIGNMENT. ☐ ARRAIGNED FOR JUDGMENT. ☐ IMPOSITION/EXECUTION OF SENTENCE IS SUSPENDED.
☒ PROBATION IS: ☐ DENIED ☒ GRANTED 3 YEARS (FORMAL/~~SUMMARY~~) TO EXPIRE ______.
☒ COMMITMENT TO SHERIFF FOR 170 DAYS. STAYED TO: ______. ☐ ADULT INST. RECOMMENDED. ☐ PAROLE NOT TO BE GRANTED.
☐ PERFORM ______ HRS/DAYS PSWP/VOL. WORK AT NONPROFIT ORG. SUBMIT PROOF TO PROBATION/COURT BY ______.
☒ FOURTH AMENDMENT WAIVER OF PERSON/AUTO/RESIDENCE/PERSONAL EFFECTS. ☐ SHORT TERM WORK FURLOUGH, REPORT: ______.
☐ UPON COMPLETION OF CUSTODY, DEFENDANT RELEASED TO U.S.I.N.S./UPON DEPORTATION, FORMAL PROBATION REVERTS TO SUMMARY.
☒ FURTHER CONDITIONS ARE SET FORTH IN PROBATION ORDER. ☐ VEHICLE INTERLOCK DEVICE (VC 23235).
☐ **DEFENDANT IS COMMITTED TO DEPARTMENT OF CORRECTIONS** FOR ______ LOWER/MIDDLE/UPPER TERM OF ______ YEARS/MONTHS/TO LIFE ON COUNT ______ CODE & NO. ______ ☐ PRINCIPAL COUNT. ☐ PER PC 1170(d).
☐ NO VISITATION, PER PC 1202.05. VICTIM IS UNDER 18 YRS. OF AGE. DA TO COMPLY WITH NOTICES.
☐ **DEFENDANT IS COMMITTED TO THE CALIFORNIA YOUTH AUTHORITY.** ☐ PER WI 1737
☐ DEFENDANT IS ADVISED REGARDING PAROLE/APPEAL RIGHTS.
☒ REGISTRATION PER PC 290/HS 11590/PC 457.1. ☒ TESTING PER PC 1202.1
☐ CIRCUMSTANCES IN MITIGATION/AGGRAVATION OUTWEIGH THOSE IN MITIGATION/AGGRAVATION.
☒ RESTITUTION FINE OF $ 200 PER PC 1202.4(b). ☐ FORTHWITH PER PC 2085.5.
☐ RESTITUTION FINE OF $ ______ PER PC 1202.45 SUSPENDED UNLESS PAROLE IS REVOKED.
☒ FINE OF $ 200 INCLUDING PENALTY ASSESSMENT. ☐ RESTITUTION OF $ ______ TO VICTIM/REST. FUND PER PC 1202.4(f).
☒ AT $ 25 PER MONTH. ☒ COMBINED RATE. TO START 60 DAYS AFTER RELEASE/~~OR~~ ______ THROUGH REVENUE AND RECOVERY.
☒ DEFENDANT TO PAY PRE-PLEA INVESTIGATION AND REPORT PREPARATION COSTS. ☒ DEFENDANT TO PAY BOOKING FEES.
☒ REFERRED TO REVENUE AND RECOVERY. ☒ COURT APPOINTED ATTORNEY FEES ORDERED IN THE AMOUNT OF $ to be determined

CREDIT FOR TIME SERVED	
114	DAYS LOCAL
	DAYS STATE INST.
56	DAYS PC 4019/2933.1
170	TOTAL DAYS CREDIT

CUST / STAT
☐ DEFENDANT REMANDED TO CUSTODY OF SHERIFF. ☐ WITHOUT BAIL. ☐ WITH BAIL SET AT $ ______.
☒ DEFENDANT ORDERED RELEASED FROM CUSTODY. ☒ ON PROBATION. ☐ ON OWN/SUPERVISED RECOGNIZANCE. ☒ THIS CASE ONLY.
☐ DEFENDANT TO REMAIN AT LIBERTY. ☐ ON BOND POSTED $ ______. ☐ ON PROBATION. ☐ ON OWN/SUPERVISED RECOGNIZANCE.

FUT HRGS
☐ DEFENDANT WAIVES STATUTORY TIME FOR PRONOUNCEMENT OF JUDGMENT.
☐ DEFENDANT REFERRED FOR DIAGNOSTIC EVALUATION. ☐ PER PC 1203.03. ☐ PER WI 707.2.
______ CONTINUED TO/SET FOR ______ AT ______ M. IN DEPT. ______ ON MOTION OF COURT/DDA/DEFENDANT/PROBATION OFFICER. REASON:

BONDS WRRNTS
☐ BENCH WARRANT TO ISSUE, BAIL SET AT $ ______. ☐ SERVICE FORTHWITH. ☐ ORDERED WITHHELD TO ______.
☐ BENCH WARRANT ISSUED/ORDERED ______ IS RECALLED/RESCINDED.
☐ BOND IS ☐ EXONERATED. ☐ FORFEITED. AMOUNT $ ______. BOND NO. ______.
BOND COMPANY ______ AGENT ______.

MH
☐ PROCEEDINGS SUSPENDED ☐ PER PC 1368, MENTAL COMPETENCY. (SEE BELOW FOR DATES OF EXAMINATION AND HEARING.)
☐ PER WI 3051, ADDICTION OR DANGER OF ADDICTION. (SEE BELOW FOR SERVICE DATE OF PETITION AND ORDER.)

OTHER
☐ SUPPLEMENTAL REPORT ORDERED. ☐ REPORT TO REGISTRAR OF VOTERS. ☐ DMV ABSTRACT. B.A.C. ______
Defendant to report to probation within 72hrs of release at 330 W Broadway 5th floor.

David J. Danielsen
JUDGE OF THE SUPERIOR COURT

SUPCT CR-2B(Rev. 1-96) CRIMINAL MINUTES - PRONOUNCEMENT OF JUDGEMENT

FILED CUSTODY

96 MAY 31 AM 10:55

MUNICIPAL COURT OF CALIFORNIA, COUNTY OF SAN DIEGO

San Diego Judicial District

THE PEOPLE OF THE STATE OF CALIFORNIA, Plaintiff, v. MIGUEL ANGEL ALVAREZ, Defendant(s)	MC No. CDF 121338 DA No. P 077929 COMPLAINT-FELONY

FILED
KENNETH E. MARTONE
Clerk of the Superior Court

JUN 13 1996

By: ______ Deputy

C O M P L A I N T
S U M M A R Y

Ct. No.	Charge	Sentence Range	Defendant	Special Allegation	Alleg. Effect
1	PC261.5(c)	16-2-3	ALVAREZ, MIGUEL ANGEL		
	PC1054.3		REQUEST FOR INFORMAL DISCOVERY		

The undersigned, certifying upon information and belief, complains that in the County of San Diego, State of California, the Defendant(s) did commit the following crime(s):

COUNT 1 - UNLAWFUL SEXUAL INTERCOURSE - MINOR MORE THAN 3 YRS YOUNGER

On or about July 10, 1995, MIGUEL ANGEL ALVAREZ, did willfully and unlawfully engage in an act of sexual intercourse with ARACELI M., a minor three years younger than the defendant,, in violation of PENAL CODE SECTION 261.5(c).

Pursuant to Penal Code section 1054.5(b), the People are hereby informally requesting that defendant's counsel provide discovery to the People as required by Penal Code section 1054.3.

I DECLARE UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE AND CORRECT AND THAT THIS COMPLAINT, CASE NUMBER CDF 121338, CONSISTS OF 1 COUNT(S).

Executed at San Diego, County of San Diego, on May 31, 1996.

G. Chavez
COMPLAINANT

. . . .

AGENCY: SDPD AGENCY CASE: 96-016011

PRELIM. TIME EST.: 30 Minute(s)

DEFENDANT	STATUS	DOB	BOOKING NUMBER	BAIL RECOM'D	APP'NCE DATE
ALVAREZ, MIGUEL ANGEL	CUSTODY	10/18/77	96119314A		5/31/96

The foregoing instrument is a full, true and correct copy of the original on file in this office.

Attest: JUL 09 1997
KENNETH E. MARTONE
Clerk of the Superior Court of the State of California, in and for the County of San Diego.

By __________ Deputy

211 SDS

SCD121338 DA P779290

SUPERIOR COURT OF CALIFORNIA, COUNTY OF SAN DIEGO

DATE 07-09-96 AT 02:00 M. 96119314 PROB HEAR-SENTENCING

PRESENT: HON DAVID J. DANIELSEN JUDGE PRESIDING DEPARTMENT 009

CLERK K Dow REPORTER KATIE LANGGLE CSR#8637 CSR#

REPORTER'S ADDRESS: P.O. BOX 128, SAN DIEGO, CA 92112-4104

THE PEOPLE OF THE STATE OF CALIFORNIA
VS.

K Lewis
DEPUTY DISTRICT ATTORNEY

ALVAREZ MIGUEL A
DEFENDANT

N - Jane Montague
ATTORNEY FOR DEFENDANT (APPTD/RETAINED)

VIOLATION OF PC261.5(C) Ct. 1

INTERPRETER ______ SWORN/CERT
LANGUAGE ______

DEFENDANT ☒ ~~NOT~~ PRESENT.

PREV
☐ DEFENDANT ADVISED OF RIGHTS AND ADMITS/DENIES A VIOLATION OF PROBATION ______. ☐ WAIVES HEARING.
PROBATION IS: FORMALLY/SUMMARILY ☐ REVOKED ☐ REINSTATED ☐ MODIFIED ☐ CONTINUED ☐ ST&C ☐ EXTENDED TO: ______.

JUDGMENT
☒ WAIVES ARRAIGNMENT. ☐ ARRAIGNED FOR JUDGMENT. ☒ IMPOSITION/~~EXECUTION~~ OF SENTENCE IS SUSPENDED.
☒ PROBATION IS: ☐ DENIED ☒ GRANTED 3 YEARS (FORMAL/~~SUMMARY~~) TO EXPIRE ______.
* ☒ COMMITMENT TO SHERIFF FOR 180 DAYS. STAYED TO: ______. ☒ ADULT INST. RECOMMENDED. ☐ PAROLE NOT TO BE GRANTED.
☐ PERFORM ______ HRS/DAYS PSWP/VOL. WORK AT NONPROFIT ORG. SUBMIT PROOF TO PROBATION/COURT BY ______.
☒ FOURTH AMENDMENT WAIVER OF PERSON/AUTO/RESIDENCE/PERSONAL EFFECTS. ☐ SHORT TERM WORK FURLOUGH, REPORT: ______.
☐ UPON COMPLETION OF CUSTODY, DEFENDANT RELEASED TO U.S.I.N.S./UPON DEPORTATION, FORMAL PROBATION REVERTS TO SUMMARY.
☒ FURTHER CONDITIONS ARE SET FORTH IN PROBATION ORDER. ☐ VEHICLE INTERLOCK DEVICE (VC 23235).
☐ DEFENDANT IS COMMITTED TO DEPARTMENT OF CORRECTIONS FOR ______ LOWER/MIDDLE/UPPER TERM OF ______ YEARS/MONTHS/TO LIFE ON COUNT ______ CODE & NO. ______ ☐ PRINCIPAL COUNT. ☐ PER PC 1170(d).
☐ NO VISITATION, PER PC 1202.05. VICTIM IS UNDER 18 YRS. OF AGE. DA TO COMPLY WITH NOTICES.
☐ DEFENDANT IS COMMITTED TO THE CALIFORNIA YOUTH AUTHORITY. ☐ PER WI 1737
☐ DEFENDANT IS ADVISED REGARDING PAROLE/APPEAL RIGHTS.
NP ☒ REGISTRATION PER PC 290/HS 11590/PC 457.1. ☒ TESTING PER PC 1202.1
☐ CIRCUMSTANCES IN MITIGATION/AGGRAVATION OUTWEIGH THOSE IN MITIGATION/AGGRAVATION.
☒ RESTITUTION FINE OF $ 200 PER PC 1202.4(b). ☐ FORTHWITH PER PC 2085.5.
☐ RESTITUTION FINE OF $ ______ PER PC 1202.45 SUSPENDED UNLESS PAROLE IS REVOKED.
☒ FINE OF $ 200 INCLUDING PENALTY ASSESSMENT. ☐ RESTITUTION OF $ ______ TO VICTIM/REST. FUND PER PC 1202.4(f).
☒ AT $ 25 PER MONTH. ☒ COMBINED RATE. *TO START 60 DAYS AFTER RELEASE/~~ON~~ ______ THROUGH REVENUE AND RECOVERY.
☒ DEFENDANT TO PAY PRE-PLEA INVESTIGATION AND REPORT PREPARATION COSTS. ☐ DEFENDANT TO PAY BOOKING FEES.
☒ REFERRED TO REVENUE AND RECOVERY. ☒ COURT APPOINTED ATTORNEY FEES ORDERED IN THE AMOUNT OF $ to be determined

CREDIT FOR TIME SERVED
______ DAYS LOCAL
______ DAYS STATE INST.
______ DAYS PC 4019/2933.1
______ TOTAL DAYS CREDIT

CUST STAT
☒ DEFENDANT REMANDED TO CUSTODY OF SHERIFF. ☒ WITHOUT BAIL. ☐ WITH BAIL SET AT $ ______.
☐ DEFENDANT ORDERED RELEASED FROM CUSTODY. ☐ ON PROBATION. ☐ ON OWN/SUPERVISED RECOGNIZANCE. ☐ THIS CASE ONLY.
☒ DEFENDANT TO REMAIN AT LIBERTY. ☐ ON BOND POSTED $ ______. ☒ ON PROBATION. ☐ ON OWN/SUPERVISED RECOGNIZANCE.

FUT HRGS
☐ DEFENDANT WAIVES STATUTORY TIME FOR PRONOUNCEMENT OF JUDGMENT.
☐ DEFENDANT REFERRED FOR DIAGNOSTIC EVALUATION. ☐ PER PC 1203.03. ☐ PER WI 707.2.
______ CONTINUED TO/SET FOR ______ AT ______ M. IN DEPT. ______ ON MOTION OF COURT/DDA/DEFENDANT/PROBATION OFFICER. REASON:

BONDS WRRNTS
☐ BENCH WARRANT TO ISSUE, BAIL SET AT $ ______. ☐ SERVICE FORTHWITH. ☐ ORDERED WITHHELD TO ______.
☐ BENCH WARRANT ISSUED/ORDERED ______ IS RECALLED/RESCINDED.
☐ BOND IS ☐ EXONERATED. ☐ FORFEITED. AMOUNT $ ______. BOND NO. ______.
BOND COMPANY ______ AGENT ______.

MH
☐ PROCEEDINGS SUSPENDED ☐ PER PC 1368, MENTAL COMPETENCY. (SEE BELOW FOR DATES OF EXAMINATION AND HEARING.)
☐ PER WI 3051, ADDICTION OR DANGER OF ADDICTION. (SEE BELOW FOR SERVICE DATE OF PETITION AND ORDER.)

OTHER
☐ SUPPLEMENTAL REPORT ORDERED. ☐ REPORT TO REGISTRAR OF VOTERS. ☐ DMV ABSTRACT. B.A.C. ______
*Custody to run consecutively to SCD119541
Defendant to report to probation 330 W Broadway 5th floor within 72hrs of release.

David J. Danielsen
JUDGE OF THE SUPERIOR COURT

SUPCT CR-28(Rev. 1-96)

CRIMINAL MINUTES - PRONOUNCEMENT OF JUDGEMENT